

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION**

TINA STALION,

Plaintiff,

vs.

CARROLL BANK & TRUST,

Defendant.

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NO. 22-cv-01075- STA-jay

**ORDER DENYING MOTION TO DISMISS AS MOOT
AND GRANTING PLAINTIFF’S MOTION TO AMEND COMPLAINT**

Plaintiff has filed a motion to amend her complaint. (ECF No. 13.) Defendant has not responded to the motion within the requisite time. For good cause shown, Plaintiff’s motion is **GRANTED**. Plaintiff will have seven (7) days from the entry of this order in which to file her amended complaint. (ECF No. 13-1.)

In light of the filing of an amended complaint by Plaintiffs, Defendant’s motion to dismiss is **DENIED** as moot. (ECF No. 11.) *See Parry v. Mohawk Motors of Mich., Inc.*, 236 F.3d 299, 306 (6th Cir. 2000) (holding that the amended complaint supersedes all previous complaints and becomes the operative pleading)); *see also Glass v. The Kellogg Co.*, 252 F.R.D. 367, 368 (W.D. Mich. 2008) (“Because the original complaint has been superseded and nullified, there is no longer

a live dispute about the propriety or merit of the claims asserted therein; therefore, any motion to dismiss such claims is moot.”)

IT IS SO ORDERED.

s/ S. Thomas Anderson
S. THOMAS ANDERSON
CHIEF UNITED STATES DISTRICT JUDGE

Date: July 28, 2022